

**TUESDAY, JUNE 27, 2000**

**NINETY-EIGHTH LEGISLATIVE DAY**

The House met at 12:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Scroggs.

Representative Scroggs led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Roach; personal reasons.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 854:** Rep(s). Walker as prime sponsor(s).

**House Joint Resolution No. 856:** Rep(s). Walker as prime sponsor(s).

**ENROLLED BILLS**

**June 23, 2000**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 868, 871, 875, 876, 877, 878, 879, 881, 882; also, House Resolution(s) No(s). 259, 293, 294, 295 and 296.

BETTY KAY FRANCIS, Chief Enrolling Clerk.

**SIGNED**

**June 23, 2000**

The Speaker signed the following: House Joint Resolution(s) No(s). 868, 871, 875, 876, 877, 878, 879, 881, 882; also, House Resolution(s) No(s). 259, 293, 294, 295 and 296.

BETTY KAY FRANCIS, Chief Enrolling Clerk.

**MESSAGE FROM THE SENATE**

**June 23, 2000**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 868, 871, 875, 876, 877, 878, 879, 881 and 882; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

**REPORT OF CHIEF ENROLLING CLERK**

**June 23, 2000**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 868, 871, 875, 876, 877, 878, 879, 881 and 882.

BETTY KAY FRANCIS, Chief Enrolling Clerk.

**ENROLLED BILLS**

**June 23, 2000**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bills(s) No(s). 2324, 2790, 2791, 2793, 2885, 3096 and 3364.

BETTY KAY FRANCIS, Chief Enrolling Clerk.

**SIGNED**

**June 23, 2000**

The Speaker signed the following: House Bill(s) No(s). 2324, 2790, 2791, 2793, 2885, 3096 and 3364.

BETTY KAY FRANCIS, Chief Enrolling Clerk.

**MESSAGE FROM THE SENATE**

**June 23, 2000**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2324, 2790, 2791, 2793, 2885, 3096 and 3364; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

**June 23, 2000**

The following bill(s) have been transmitted to the Governor for his action: House Bill(s) No(s). 2324, 2790, 2791, 2793, 2885, 3096 and 3364.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

**June 23, 2000**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2025, 2179, 2296, 2319, 2584, 2591, 2618, 2652, 2834, 2835, 2855, 2862, 2891, 2984, 3004, 3018, 3025, 3049, 3058, 3066, 3081, 3094, 3109, 3123, 3143, 3319, 3334 and 3359, with his approval.

MICHELLE LONG, Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

**June 27, 2000**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2117, 2441, 2854, 3040, also, House Joint Resolution(s) No(s). 868, 871, 875, 876, 878, 879, 881 and 882; with his approval.

MICHELLE LONG, Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

**June 27, 2000**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2400, 2462, 3332, 3348, also, House Joint Resolution(s) No(s). 853; without his signature.

MICHELLE LONG, Counsel to the Governor.

**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 971; adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

**Senate Joint Resolution No. 971** -- Memorials, Retirement - Commissioner John Ferguson, by \*Cohen, \*Atchley, \*Blackburn, \*Burchett, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L, \*Dixon, \*Elsea, \*Ford J, \*Fowler, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J, \*Person, \*Ramsey, \*Rochelle, \*Springer, J, \*Wilder, \*Williams, \*Womack.

**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 972; adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

**Senate Joint Resolution No. 972** -- Memorials, Professional Achievement - Duncan Ford-Lincoln-Mercury Dealership of Harriman, 25th Anniversary, by \*Davis L.

**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 3082; also, Senate Joint Resolution(s) No(s). 968, 969 and 970 for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

**SIGNED**

**June 27, 2000**

The Speaker signed the following: Senate Bill(s) No(s). 3082; also, Senate Joint Resolution(s) No(s). 968, 969 and 970.



**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 973; adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

**Senate Joint Resolution No. 973** -- Memorials, Retirement - Roger Knight. by \*Kyle, \*Atchley, \*Blackburn, \*Burchett, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L, \*Dixon, \*Elsea, \*Ford J, \*Fowler, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J, \*Person, \*Ramsey, \*Rochelle, \*Springer, J, \*Wilder, \*Williams, \*Womack.

**PERSONAL ORDERS**

**RECOGNITION IN THE WELL**

Rep. Lois DeBerry was recognized in the Well to introduce retiring manager of the Capitol Print Shop, Mr. Robert E. "Bobby" Nicholson, for remarks.

**RESOLUTION READ**

The Clerk read House Joint Resolution No. 795 honoring Mr. Nicholson on his retirement.

**House Joint Resolution No. 795** -- Memorials, Retirement - Robert E. "Bobby" Nicholson. by \*DeBerry L.

**SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for June 28, 2000:

**Senate Joint Resolution No. 971** -- Memorials, Retirement - Commissioner John Ferguson. by \*Cohen, \*Atchley, \*Blackburn, \*Burchett, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L, \*Dixon, \*Elsea, \*Ford J, \*Fowler, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J, \*Person, \*Ramsey, \*Rochelle, \*Springer, J, \*Wilder, \*Williams, \*Womack.

**Senate Joint Resolution No. 973** -- Memorials, Retirement - Roger Knight. by \*Kyle, \*Atchley, \*Blackburn, \*Burchett, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L, \*Dixon, \*Elsea, \*Ford J, \*Fowler, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J, \*Person, \*Ramsey, \*Rochelle, \*Springer, J, \*Wilder, \*Williams, \*Womack.

CONSENT CALENDAR

**House Bill No. 3368** -- Rutherford County - Subject to local approval, revises effective date of increase in development tax. Amends Chapter 149 of the Private Acts of 2000. by \*Hood, \*Eckles, \*Beavers. (SB3354 by \*Womack, \*Kyle)

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes ..... 97  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR

**\*House Joint Resolution No. 854** -- Constitutional Amendments - Prohibits general assembly from taxing first \$100,000 of income per annum of individual or first \$200,000 per annum of married couple; authorizes other income per annum above such amounts to be tax in manner provided by law; requires 3/5 vote to raise rate, increase or decrease amount or approve exemptions, deductions or credits on such other income. by \*Buck, \*Ridgeway, \*Newton, \*Fraley.

Further consideration of House Joint Resolution No. 854 previously considered on June 12, 2000, June 13, 2000 and June 14, 2000 , at which time it was reset for today's Calendar.

**\*House Joint Resolution No. 855** -- Constitutional Amendments - Prohibits general assembly from taxing first \$100,000 of income per annum of individual or first \$200,000 per annum of married couple; authorizes other income per annum above such amounts to be tax in manner provided by law; requires 3/5 vote to raise rate, or approve exemptions, deductions or credits on such other income. by \*Buck, \*Newton, \*Ridgeway, \*Fraley.

Further consideration of House Joint Resolution No. 855 previously considered on June 12, 2000, June 13, 2000 and June 14, 2000 , at which time it was reset for today's Calendar.

## **TUESDAY, JUNE 27, 2000 — NINETY-EIGHTH LEGISLATIVE DAY**

**\*House Joint Resolution No. 856** -- Constitutional Amendments - Prohibits General Assembly from taxing first \$100,000 of individual's income and first \$200,000 of married couple's income. by \*Buck, \*Ridgeway, \*Newton, \*McKee.

Further consideration of House Joint Resolution No. 856 previously considered on June 12, 2000, June 13, 2000 and June 14, 2000 , at which time it was reset for today's Calendar.

**\*House Joint Resolution No. 859** -- Constitutional Amendments - Prohibits general assembly from taxing first \$100,000 of income per annum of individual or first \$200,000 per annum of married couple unless general assembly within same annual session also reduces state sales tax in amount at least sufficient to offset amount of revenue generated by levy of such tax. by \*Brown, \*Head, \*Brooks.

Further consideration of House Joint Resolution No. 859 previously considered on June 12, 2000, June 13, 2000 and June 14, 2000 , at which time it was reset for today's Calendar.

**\*House Joint Resolution No. 880** -- General Assembly, Statement of Intent or Position - Honors the memory of Kevin Longinotti and urges the Mayor and Council of Metropolitan Nashville-Davidson County to install a siren based emergency warning system. by \*Chumney, \*West.

Further consideration of House Joint Resolution No. 880 previously considered on June 22, 2000, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

Without objection, House Joint Resolution(s) No(s). 854, 855, 856, 859 and 880 were reset for the Regular Calendar on June 28, 2000, which motion prevailed.

### **MESSAGE CALENDAR**

#### **HOUSE ACTION ON SENATE MESSAGE**

**Senate Bill No. 2889** -- Limitation of Actions - Adds nonsuit to reversal and arrest as to situations when plaintiff may commence new action under certain circumstances. Amends TCA Section 28-1-105. by \*Person, \*Kyle. (\*HB2111 by \*Buck)

Without objection, Senate Bill No. 2889 was reset for the Message Calendar on June 28, 2000.

### **RECESS MOTION**

On motion of Rep. Hargrove, the House stood in recess until 4:00 p.m.

**ENGROSSED BILLS**

**June 27, 2000**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 3368.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3368; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

**ENROLLED BILLS**

**June 27, 2000**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 3368.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**

**June 27, 2000**

The Speaker signed the following: House Bill(s) No(s). 3368.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**June 27, 2000**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3368; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

**June 27, 2000**

The following bill(s) have been transmitted to the Governor for his action: House Bill(s) No(s). 3368.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENGROSSED BILLS**

**June 27, 2000**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 885 and 886.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

**June 27, 2000**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2790, with his veto.

MICHELLE LONG, Counsel to the Governor.

**GOVERNOR'S STATEMENT ON HOUSE BILL NO. 2790**

I am vetoing House Bill 2790/Senate Bill 2977. The budget in this bill fails to provide the needs of the citizens of the state of Tennessee. By making minimal investment in our future and the future of our children, this bill will damage the future of this state. Moreover, the inadequate budget proposed in this bill is not funded in a fiscally responsible manner. Among other things,

- it relies on the dying sales tax;
- it relies heavily on one-time revenue sources to pay for annual expenses;
- its revenue projections are based not on the revenue our tax system is expected to generate but on the amount needed to match expenses;
- it does not provide for the revenue loss which will result for the changes in business taxes;
- it transfers dedicated funds to the general account;
- it does not adequately contribute to the rainy day fund;
- it spends down reserves of the TennCare program at the very time the program is being modified to provide more financial risk sharing by the State of Tennessee; and
- it jeopardizes the state's Triple A credit rating.

In addition, the budget proposed in this bill assumes that overappropriations are increased by \$15 million, which means that from the first day of the fiscal year, the administration will have to make departments and agencies develop plans not to fully implement programs included in the budget.

## **TUESDAY, JUNE 27, 2000 — NINETY-EIGHTH LEGISLATIVE DAY**

We are now enjoying unprecedented prosperity in Tennessee. The financial consequences of this irresponsibly funded budget will have tragic effects in our state, our citizens, and our future, particularly in the event of an economic downturn. I am, therefore, vetoing House Bill 2790/Senate Bill 2977.

### **RESOLUTIONS**

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Supplemental Consent Calendar for June 27, 2000:

**House Resolution No. 297** -- Memorials, Death - Everett E. Hinson. by \*White.

**House Resolution No. 298** -- Memorials, Retirement - Virginia Jo Wyatt Shults. by \*Bunch.

**\*House Joint Resolution No. 872** -- Highway Signs - "John Green Bridge," S.R. 416 at Little Pigeon River, Sevier County. by \*Montgomery.

**House Joint Resolution No. 873** -- Highway Signs - "Lum Reagan Bridge," U.S. 321 crossing over Webb Creek Road at mile marker #20 in Sevier County. by \*Montgomery.

**\*House Joint Resolution No. 874** -- Highway Signs - "Joe Morris Bridge," U.S. 321, Sevier County. by \*Montgomery.

**House Joint Resolution No. 883** -- Memorials, Recognition - Dallas Bay Volunteer Fire Department & Rescue, Inc., 25th Anniversary. by \*Stulce.

**House Joint Resolution No. 884** -- Memorials, Retirement - John Ferguson. by \*Kisber, \*Naifeh.

### **SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Supplemental Consent Calendar for June 27, 2000:

**Senate Joint Resolution No. 972** -- Memorials, Professional Achievement - Duncan Ford-Lincoln-Mercury Dealership of Harriman, 25th Anniversary. by \*Davis L.

### **RECESS EXPIRED**

The recess having expired, the House was called to order by Mr. Speaker Naifeh.

### **ROLL CALL DISPENSED WITH**

On motion of Rep. Hargrove, the roll call was dispensed with.

**SUPPLEMENTAL CONSENT CALENDAR**

**House Resolution No. 297** -- Memorials, Death - Everette E. Hinson. by \*White.

**House Resolution No. 298** -- Memorials, Retirement - Virginia Jo Wyatt Shults. by \*Bunch.

**\*House Joint Resolution No. 872** -- Highway Signs - "John Green Bridge," S.R. 416 at Little Pigeon River, Sevier County. by \*Montgomery.

**House Joint Resolution No. 873** -- Highway Signs - "Lum Reagan Bridge," U.S. 321 crossing over Webb Creek Road at mile marker #20 in Sevier County. by \*Montgomery.

**\*House Joint Resolution No. 874** -- Highway Signs - "Joe Morris Bridge," U.S. 321, Sevier County. by \*Montgomery.

**House Joint Resolution No. 883** -- Memorials, Recognition - Dallas Bay Volunteer Fire Department & Rescue, Inc., 25th Anniversary. by \*Stulce.

**House Joint Resolution No. 884** -- Memorials, Retirement - John Ferguson. by \*Kisber, \*Naifeh.

**Senate Joint Resolution No. 972** -- Memorials, Professional Achievement - Duncan Ford-Lincoln-Mercury Dealership of Harriman, 25th Anniversary. by \*Davis L.

Rep. Kisber moved that all members voting aye on House Joint Resolution No. 884 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Supplemental Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Supplemental Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	98
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eccles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

MESSAGE FROM THE GOVERNOR

Pursuant to **Rule No. 78**, the Clerk read the Governor's veto of House Bill No. 2790 and the same was ordered spread upon the Journal:

**\*House Bill No. 2790** -- Appropriations - Makes appropriations to defray expenses of state government for fiscal year beginning July 1, 2000. by \*McDaniel, \*Kisber, \*Garrett. (SB2977 by \*Henry, \*McNally, \*Atchley)

**GOVERNOR'S STATEMENT ON HOUSE BILL NO. 2790**

I am vetoing House Bill 2790/Senate Bill 2977. The budget in this bill fails to provide the needs of the citizens of the state of Tennessee. By making minimal investment in our future and the future of our children, this bill will damage the future of this state. Moreover, the inadequate budget proposed in this bill is not funded in a fiscally responsible manner. Among other things,

- it relies on the dying sales tax;
- it relies heavily on one-time revenue sources to pay for annual expenses;
- its revenue projections are based not on the revenue our tax system is expected to generate but on the amount needed to match expenses;
- it does not provide for the revenue loss which will result for the changes in business taxes;
- it transfers dedicated funds to the general account;
- it does not adequately contribute to the rainy day fund;
- it spends down reserves of the TennCare program at the very time the program is being modified to provide more financial risk sharing by the State of Tennessee; and
- it jeopardizes the state's Triple A credit rating.

In addition, the budget proposed in this bill assumes that overappropriations are increased by \$15 million, which means that from the first day of the fiscal year, the administration will have to make departments and agencies develop plans not to fully implement programs included in the budget.

We are now enjoying unprecedented prosperity in Tennessee. The financial consequences of this irresponsibly funded budget will have tragic effects in our state, our citizens, and our future, particularly in the event of an economic downturn. I am, therefore, vetoing House Bill 2790/Senate Bill 2977.



**MOTION TO OVERRIDE VETO**

**\*House Bill No. 2790** -- Appropriations - Makes appropriations to defray expenses of state government for fiscal year beginning July 1, 2000. by \*McDaniel, \*Kisber, \*Garrett. (SB2977 by \*Henry, \*McNally, \*Atchley)

Rep. Hargrove moved that House Bill No. 2790 be passed on third and final consideration notwithstanding the objections of the Governor.

Rep. Westmoreland moved the previous question, which motion prevailed.

Rep. Hargrove moved that **House Bill No. 2790** be passed on third and final consideration notwithstanding the objections of the Governor, which motion prevailed by the following vote:

Ayes.....78  
Noes ..... 19

Representatives voting aye were: Arriola, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Cocke), Davis (Washington), Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hood, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Lewis, Maddox, McCord, McDonald, McKee, McMillan, Montgomery, Mumpower, Newton, Odum, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Turner (Hamilton), West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 78.

Representatives voting no were: Armstrong, Bowers, Brooks, Brown, Cooper, DeBerry J., Eckles, Hassell, Head, Jones U., Langster, McAfee, McDaniel, Miller, Pruitt, Towns, Turner (Shelby), Walker, Walley -- 19.

A motion to reconsider was tabled.

**ANNOUNCEMENTS**

**RULES SUSPENDED**

Rep. Hargrove moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 885 out of order, which motion prevailed.

**House Joint Resolution No. 885** -- Memorials, Recognition - Stephen Mullins. by \*Hargrove.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hargrove, the resolution was adopted.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. Hargrove moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 886 out of order, which motion prevailed.

**House Joint Resolution No. 886** -- Memorials, Recognition - Chip Stephenson. by \*Hargrove.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hargrove, the resolution was adopted.

A motion to reconsider was tabled.

**ENGROSSED BILLS**

**June 27, 2000**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 872, 873, 874, 883 and 884.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

**June 27, 2000**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 3368, with his approval.

MICHELLE LONG, Counsel to the Governor.

**ENROLLED BILLS**

**June 27, 2000**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 297 and 298; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**

**June 27, 2000**

The Speaker signed the following: House Resolution(s) No(s). 297 and 298.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**TUESDAY, JUNE 27, 2000 — NINETY-EIGHTH LEGISLATIVE DAY**

**RECESS MOTION**

On motion of Rep. Hargrove, the House stood in recess until 10:30 a.m., Wednesday, June 28, 2000.